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Effective on 12/08/2004.
Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4816).**FEE TRANSMITTAL
for FY 2005** Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 250.00)

Complete If Known	
Application Number	10/088,830
Filing Date	August 26, 2002
First Named Inventor	Crisanto Gutierrez-Armanta
Examiner Name	Cynthia E. Collins
Art Unit	1638
Attorney Docket No.	BTG0004-100 (131877) (141163US01)

METHOD OF PAYMENT (check all that apply) Check Credit Card Money Order None Other (please identify) : _____ Deposit Account Deposit Account Number: 50-1276 Deposit Account Name: Cozen O'Connor, P.C.

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

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Under 37 CFR 1.16 and 1.17

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FEE CALCULATION**1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		
	Fee (\$)	Fee (\$)	Fee (\$)	Fee (\$)	Fee (\$)	Fee (\$)	Small Entity Fees Paid (\$)
Utility	300	150	500	250	200	100	_____
Design	200	100	100	50	130	65	_____
Plant	200	100	300	150	160	80	_____
Reissue	300	150	500	250	600	300	_____
Provisional	200	100	0	0	0	0	_____

2. EXCESS CLAIM FEES**Fee Description**

Each claim over 20 (including Reissues)

Each independent claim over 3 (including Reissues)

Multiple dependent claims

Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)	Small Entity	
				Fee (\$)	Fee (\$)
_____	= or HP=	x	=	50	25
_____	= or HP=	x	=	200	100
_____	= or HP=	x	=	360	180

Multiple Dependent Claims**Fee (\$)** **Fee Paid (\$)****3. APPLICATION SIZE FEE**

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
_____	- 100 = _____	/ 50 = _____ (round up to a whole number) x	=	_____

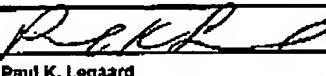
4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge):

- Notice of Appeal - \$250.00

SUBMITTED BY

Signature		Registration No. (Attorney/Agent)	38,534	Telephone	(215) 665-6914
Name (Print/Type)	Paul K. Legaard			Date	March 7, 2006

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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MAR 07 2006

Ser. No.: 10/088,830 Filing Date: August 26, 2002 Docket No. BTG0004-100 (141183US01)

Matter No.: 131877

Title: Wheat DP Proteins And Uses Thereof

Pages to Follow: 25

Sender's Name: Paul K. Legaard

Date: March 7, 2006

RECIPIENT(S)	COMPANY/FIRM	FAX
Cynthia E. Collins	USPTO	(571) 273-8300

MESSAGE: OFFICIAL FAX

PLEASE DELIVER TO EXAMINER CYNTHIA E. COLLINS
ATTACHED IS:

1. Transmittal Form (1 page);
2. Fee Transmittal;
3. Notice of Appeal; and
4. Amendment and Request for Reconsideration (22 pages)

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**TRANSMITTAL
FORM**
(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

10/088,830

Filing Date August 26, 2002

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First Named Inventor

Crisanto Gutierrez-Armenta

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Art Unit

1638

MAR 07 2006

Examiner Name

Cynthia E. Collins

Attorney Docket Number

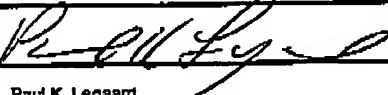
BTG0004-100 (141183US01)

ENCLOSURES (check all that apply) Fee Transmittal Form Drawing(s) After Allowance Communication to TC Fee Attached Licensing-related Papers Appeal Communication to Board of Appeals and Interferences Amendment / Reply Petition Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) After Final Petition to Convert to a Provisional Application Proprietary Information Affidavits/declaration(s) Power of Attorney, Revocation Change of Correspondence Address Status Letter Extension of Time Request Terminal Disclaimer Other Enclosure(s)
(please identify below): Express Abandonment Request Request for Refund Information Disclosure Statement CD, Number of CD(s) _____ Certified Copy of Priority Document(s)**Remarks** Reply to Missing Parts/ Incomplete Application Landscape Table on CD Reply to Missing Parts under 37 CFR 1.52 or 1.53**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm

Cozen O'Conor, P.C.

Signature



Printed Name

Paul K. Legaard

Date

March 7, 2006

Reg. No.

38,534

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Signature

Typed or printed name

Paul K. Legaard/Reg. No. 38,534

Date

March 7, 2006

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

DOCKET NO.: BTG0004-100 (141183US01)

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re Application of: Gutierrez-Armenta and Ramirez-Parra

MAR 07 2006

Serial No.: 10/088,830

Group Art Unit: 1638

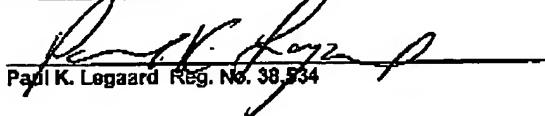
Filed: August 26, 2002

Examiner: Cynthia E. Collins

Title: Wheat DP Proteins And Uses Thereof

Certificate of Facsimile Transmission

I hereby certify that this paper is being facsimile transmitted to the Patent and Trademark Office to facsimile number (571) 273-8300 on the date shown below.

On 7 March 2006
Paul K. Legaard Reg. No. 38,534

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

AMENDMENT AND REQUEST FOR RECONSIDERATION

In response to the Final Rejection dated December 29, 2005 in connection with the above-identified patent application, Applicants respectfully request that the application be amended as follows.